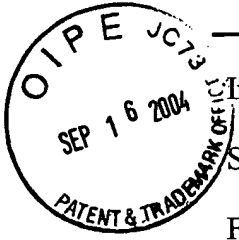


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the application of: Udo Baron *et al.*

Serial No.: 09/922568

Filed: August 3, 2001

For: *Transgenic Organisms Having Transcriptional Activators With Graded Transactivation Potential*

Attorney Docket No.: TTV-088CPADV2RCE

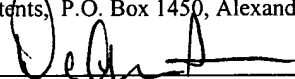
Group Art Unit: 1636

Examiner: C. X. Qian

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

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DeAnn F. Smith, Esq.

Please Print Name of Person Signing

**AMENDMENT AND RESPONSE AFTER FINAL REJECTION**

Dear Sir:

On June 16, 2004, Applicants filed a Notice of Appeal in response to the Office Communication mailed from the Patent Office on January 16, 2004. Applicants now file a Request for Continued Examination and this substantive Amendment and Response to the Office Communication mailed January 16, 2004. Amendments to the claims are reflected in the listing of claims which begins on page 2 of this Amendment and Response. Remarks/Arguments begin on page 6 of this paper. Please amend the above-referenced application as follows: